



The Telecommunications and Information
Technology Association for Utilities, Pipelines,
And Other Critical Infrastructure Companies

May 30, 2002

Marlene H. Dortch, Secretary
Federal Communications Commission
445 - 12th Street, N.W.
Washington, D.C. 20554

Re: Notice of Oral Ex Parte Communication
ET Docket No. 02-98

Dear Ms. Dortch:

This is to notify you, pursuant to Section 1.1206 of the Commission's Rules, that the United Telecom Council (UTC), met on May 29, 2002 with Thomas Derenge and Kathryn Medley of the Office of Engineering and Technology to discuss issues related to the above-referenced proceeding.

During the meeting, UTC communicated its members' concern that they will be unable to comment fully on the *Notice of Proposed Rulemaking* due to restrictions on system information that can be discussed publicly. Such restrictions are becoming increasingly common in the critical infrastructure (CI) industries since the attacks of September 11, 2001, as utilities and other CI entities implement security measures. UTC wished to notify OET of this problem so that the FCC, in working on this proceeding, does not base a decision on an incomplete record. UTC also noted its concern, as the FCC spelled out in the NPR, that an unmonitored allocation to amateur operations in the 135 kHz band will result in significant harmful interference to utility power line carrier (PLC) transmissions. UTC will address this issue and possible solutions more fully in its comments on the NPR.

If there are any questions concerning this matter, please contact the undersigned directly.

Very truly yours,

Brett Kilbourne

Brett Kilbourne
Director of Regulatory Services

Cc: Tom Derenge, Branch Chief
Ms. Kathryn Medley